

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/726,967	12/02/2003	Marcus Ballinger	2004345-0021

ATTN: Nadege M. Lagneau, Ph.D.  
 Choate, Hall & Stewart  
 Exchange Place  
 53 State Street  
 Boston, MA 02109



*MSG Parts | Seq 1st*  
**Due** *10-09-04*  
**Final** *2-09-05 BHS Final*  
*3-09-05 Final*

CONFIRMATION NO. 4388

FORMALITIES LETTER



\*OC000000013488390\*

Date Mailed: 08/09/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

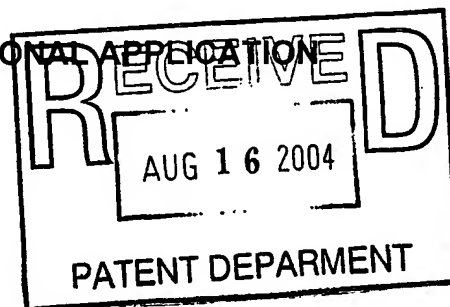
09/09/2004 HALI11 00000031 10726967

FILED UNDER 37 CFR 1.53(b)

01 FC:1051

130.00 DP

Filing Date Granted



Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*

Meaza-W  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



ATTORNEY'S DOCKET NO.: 2004345-0021(SU-2600 US)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Ballinger, Marcus

Examiner: TBA

Serial No.: 10/726,967

Art Unit: 1642

Filed: December 2, 2003

For: CONSTRUCTS FOR HOMOGENOUSLY PROCESSED PREPARATIONS OF  
BETA SITE APP-CLEAVING ENZYME

MAIL STOP MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL LETTER**

Enclosed please find the following documents:

- 1) Response to Notice to File Missing Parts of NonProvisional Application (2 pg.);
- 2) Copy of Notice to File Missing Parts of NonProvisional Application (2 pp.);
- 3) Executed Declaration (3 pp.);
- 4) Check in the amount of \$130.00 to cover late Declaration surcharge;
- 5) Amendment introducing Sequence Listing (1 pg.);
- 6) Statement Under 37 C.F.R. § 1.821 (1 pg.);
- 7) Paper Copy of Sequence Listing (31 pp.);
- 8) Computer-readable diskette copy of the Sequence Listing; and
- 9) Return postcard.

**Certificate of Mailing**

I certify that this correspondence is being deposited with the United State Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

September 2, 2004  
Date

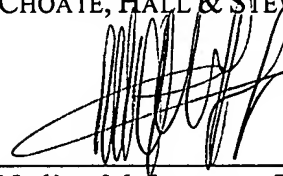
Kathy Hart Gagnon  
Signature

Kathy Hart Gagnon

Typed or Printed Name of person signing certificate

Please charge any fees associated with this filing, or apply any credits, to our Deposit  
Account No. 03-1721.

Respectfully Submitted,  
CHOATE, HALL & STEWART

A handwritten signature in black ink, appearing to read 'Nadège M. Lagneau', written over a horizontal line.

Nadège M. Lagneau, Ph.D.  
Agent for Applicant  
Reg. No. 51,908

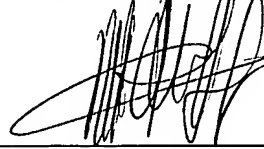
Date: September 2, 2004

PATENT DEPARTMENT  
CHOATE, HALL & STEWART  
Exchange Place  
53 State Street  
Boston, Massachusetts 02109  
Facsimile: (617) 248-4000  
Telephone: (617) 248-5000



Please charge any fees associated with this filing, or apply any credits, to our Deposit  
Account No. 03-1721.

Respectfully Submitted,  
CHOATE, HALL & STEWART



Nadège M. Lagneau, Ph.D.  
Agent for Applicant  
Reg. No. 51,908

Date: September 2, 2004

PATENT DEPARTMENT  
CHOATE, HALL & STEWART  
Exchange Place  
53 State Street  
Boston, Massachusetts 02109  
Facsimile: (617) 248-4000  
Telephone: (617) 248-5000